

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 9th DAY OF SEPTEMBER, 2002 AT 7:15 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Mary W. Biggs	-Chair
	Larry N. Rush (Arrived 7:55 p.m.)	-Vice Chairman
	Gary D. Creed	-Supervisors
	John A. Muffo	
	Annette S. Perkins	
	James D. Politis	
	C.P. Shorter	
	Jeffrey D. Johnson	-County Administrator
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahon	-County Attorney
	T.C. Powers, Jr.	-Planning Director
	Steve Sandy	-Zoning Administrator
	Robert C. Parker	-Public Information Officer
	Vickie L. Swinney	-Secretary

CALL TO ORDER

The Chair called the meeting to order.

MOMENT OF SILENCE

Chair Biggs called for a moment of silence in commemoration of the events of September 11, 2001, and to honor those involved in and affected by the terrorist attacks in New York, Washington, and Pennsylvania.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

PUBLIC ADDRESS SESSION

Margaret Smith complimented the Board in choosing Milton Herd as the County's consultant for the comprehensive plan revision. She stated that Milton Herd's work has shown good insight and understanding, as well as, excellent suggestions for Montgomery County's zoning ordinance. Ms. Smith also discussed conservation easements and farm preservation.

Marsha Hertel addressed the Board on behalf of the Library. Ms. Hertel noted that September is National Library Card Sign-Up Month and extended an invitation to all the Board members and the citizens of Montgomery County to obtain a library card and make use of all the programs the library has to offer. Ms. Hertel thanked the Board for its continued support of the libraries.

Mark Cowgill, representing the organization Empowerment of Healthy Minds, addressed the Board regarding the need for used computer equipment. Mr. Cowgill stated that their organization helps educate and train the mentally ill on the use of computers. He requested support in obtaining used computer equipment.

DELEGATION

INCIDENT COMMANDERS RADIO INTERFACE (ICRI)

Mr. Chris Walker, Elliston Volunteer Fire Department, addressed the Board about the Incident Commanders Radio Interface (ICRI) system. The ICRI is a device that links independent radio systems into one system. Mr. Walker explained the need for better communication between the rescue and fire departments and police personnel. There is a separate dispatch center and different type radios being used. The purchase of a ICRI will help enhance the radio link between emergency personnel.

ADDENDUM

On a motion by C.P. Shorter, seconded by James D. Politis and carried unanimously, the addendum dated September 9, 2002 was added to the agenda as follows:

Into Closed Meeting:

- (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific

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Officers, Appointees or Employees of Any Public Body

1. Library Board

The vote on the foregoing motion was as follows:

AYE

NAY

Gary D. Creed None

Annette S. Perkins

C.P. Shorter

Larry N. Rush

John A. Muffo

James D. Politis

Mary W. Biggs

CONSENT AGENDA

On a motion by John A. Muffo, seconded by Larry N. Rush and carried unanimously, the Consent Agenda dated September 9, 2002 was approved.

The vote on the foregoing motion was as follows:

AYE

NAY

Larry N. Rush

None

C.P. Shorter

James D. Politis

Gary D. Creed

Annette S. Perkins

John A. Muffo

Mary W. Biggs

Approval of Minutes

On a motion by John A. Muffo, seconded by Larry N. Rush and carried unanimously, the minutes dated June 10, June 24, July 8 and July 22, 20002 were approved.

Schedule Public Hearing - Equalization Review Dates

On a motion by John A. Muffo, seconded by Larry N. Rush and carried unanimously,

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BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia does hereby schedule a public hearing on Tuesday, October 15, 2002 at 7:15 p.m. in the Board Chambers, Montgomery County Government Center, 755 Roanoke Street, Christiansburg, Virginia to hear citizens comments on a special ordinance establishing the dates for equalization review with the deadline proposed for receipt of appeals to the Board of Equalization on February 3, 2003 and the deadline proposed for disposition of appeals by the Board of Equalization on March 3, 2003

2232 Review - Intergovernmental Review - Christiansburg Sewerage Pump Station on Pine Hollow Road

On a motion by John A. Muffo, seconded by Larry N. Rush and carried unanimously,

WHEREAS, In accordance with state law, the Board of Supervisors by Resolution of July 13, 1998, established a policy for Planning Commission review of any public building, structure, facility or area prior to its construction, establishment or authorization in accordance with Section 15.2-2232 of the Code of Virginia, 1950, as amended; and

WHEREAS, The Planning Commission at its Regular Meeting of August 21, 2002 held a public hearing and approved the Christiansburg Sewerage Pump Station on Pine Hollow Road as being substantially in accord with the Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby acknowledges the findings of the Planning Commission.

Acknowledge Speed Study Report - Harding Road (SR 785)

On a motion by John A. Muffo, seconded by Larry N. Rush and carried unanimously,

WHEREAS, The Montgomery County Board of Supervisors received a petition from concerned citizens requesting a speed study on Harding Road (SR 785); and

WHEREAS, By resolution dated April 22, 2002 the Board referred said request to the Virginia Department of Transportation for a traffic study on Harding Road (SR 785) to determine the feasibility of reducing the speed limit; and

WHEREAS, The Resident Engineer has responded that a speed study has been completed by VDOT's Traffic Engineering Division; and

WHEREAS, As a result of the speed study, the Department of Transportation does recommend a reduction of the speed limit to 45 m.p.h. and in addition VDOT plans to install additional signing in the

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area.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia acknowledges receipt of the Resident Engineer's report that a speed limit reduction on Harding Road (SR 785) will be undertaken at this time and installation of additional signs will take place, and extends its appreciation to the Virginia Department of Transportation for the report.

Speed Study Request - Kirk Hollow Road (SR 690)

On a motion by John A. Muffo, seconded by Larry N. Rush and carried unanimously,

WHEREAS, The County Administrator has received a petition from concerned citizens requesting the Virginia Department of Transportation to conduct a speed study on Kirk Hollow Road (SR 690) beginning at the intersection of Allegheny Springs Road and ending at the end of Kirk Hollow Road for approximately one mile for the reduction in the speed limit from 35 mph to 25 mph to improve the safety in this area; and

WHEREAS, Pursuant to the Board's policy adopted November 13, 1996, this petition contains the signatures of a least 50% of the property owners along the specified road.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby respectfully requests the Virginia Department of Transportation to conduct a speed study on said road to determine the feasibility of reducing the speed limit to improve the safety of this area.

Speed Study Request - Davis Street (SR775)

On a motion by John A. Muffo, seconded by Larry N. Rush and carried unanimously,

WHEREAS, The County Administrator has received a petition from concerned citizens requesting the Virginia Department of Transportation to conduct a speed study on Davis Street (SR 775) beginning at the intersection of U.S. 460 and Davis Street(SR 775) to the new Hilltop Medical Development LLC, to improve the safety in this area; and

WHEREAS, Pursuant to the Board's policy adopted November 13, 1996, this petition contains the signatures of a least 50% of the property owners along the specified road.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery

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County, Virginia hereby respectfully requests the Virginia Department of Transportation to conduct a speed study on said road to determine the feasibility of reducing the speed limit to improve the safety of this area.

Board of Supervisors Meeting-Change of Meeting Date

On a motion by John A. Muffo, seconded by Larry N. Rush and carried unanimously,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby schedules its first meeting in November on **Wednesday, November 13, 2002 at 7:15 p.m.**

BE IT FURTHER RESOLVED, That the Board of Supervisors hereby moves the regular meeting of December 9, 2002 to **Monday, December 16, 2002 at 7:15 p.m.** and cancels its second meeting for the month of December.

OLD BUSINESS

Lewis Slaughter - Special Use Permit

On a motion by Larry N. Rush, seconded by C.P. Shorter and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Lewis Slaughter request for a Special Use Permit in Agriculture (A-1) to allow a private garage in excess of 850 square feet and/or 16 feet in height is hereby approved subject to the following conditions:

1. The garage shall not exceed 1,500 square feet in area.
2. The garage shall not exceed 16 feet in height.

The property is located at 2176 Peppers Ferry Road (SR 114) and is identified as Tax Parcel No. 65-A-74A (Account ID #030063) in the Prices Fork Magisterial District. The property lies in an area designated as Urban Expansion Area in the Comprehensive Plan.

The vote on the foregoing resolution was as follows:

AYE

James D. Politis

NAY

None

Gary D. Creed
Annette S. Perkins
John A. Muffo
Larry N. Rush
C.P. Shorter
Mary W. Biggs

NEW BUSINESS

Endorsement Resolution- Support for Virginia State Parks and Natural Areas Bond and the Higher Education Bond Referenda -

Supervisor Creed made a motion, seconded by Supervisor Politis to separate the Virginia State Parks and Natural Areas bond referendum and the Higher Education bond referendum in order to be acted upon separately.

The vote on the foregoing motion is as follows:

<u>AYE</u>	<u>NAY</u>
Larry N. Rush	Annette S. Perkins
James D. Politis	John A. Muffo
Gary D. Creed	C.P. Shorter
	Mary W. Biggs

Motion Failed.

On a motion by C.P. Shorter, seconded by John A. Muffo and carried,

WHEREAS, On November 5th Virginia voters will have an opportunity to approve two important general obligation bond referenda: a \$900 million bond for Higher Education and Museums and a \$119 million bond for State Parks and Natural Areas; and

WHEREAS, The future of Virginia rests in the quality of our schools, and this \$900 million bond will pay for needed upgrades, renovations, modernizations, and new construction in our schools, museums and historical sites; and

WHEREAS, Over the next decade, an additional 32,000 qualified high school graduates are expected to enroll at our colleges, universities and community colleges; on top of the 325,000 students these institutions now serve; and

WHEREAS, The Higher Education General Obligation Bond includes crucial funding to build laboratories for medical research and to modernize laboratory classrooms that are used to train health care workers; and

WHEREAS, By providing funds for research laboratories and teaching facilities, the bond referendum will help Virginians have access to well-trained health care professionals and new, cutting edge treatments - and this means better health care and a better quality of life for all Virginians; and

WHEREAS, The state-owned museums are valuable assets for partnering with schools to accomplish the Standards of Learning, for enhancing the economy through tourism and new business development, and for improving the quality of life for all Virginians; and

WHEREAS, The state-owned museums are stewards of Virginia's artistic, historical and scientific heritage; they are not only interested in the past, they serve as catalysts for future scholarship, innovation and creativity; and

WHEREAS, The Commonwealth's natural landscapes are vanishing at an alarming rate, and Virginia's citizens have voiced concern for lack of open space both now and for future generations; and

WHEREAS, State Park visitors, over seven million a year with nearly 40 percent from outside Virginia, contributed \$144 million to the state's economy in 2001; and

WHEREAS, The Parks and Natural Areas Bond referendum will enhance Virginia's tourist potential, increase the flow of out-of-state revenue to Virginia; help stimulate our sluggish economy, particularly in rural areas, and improve recreational offerings throughout Virginia for the enjoyment of our citizens and families; and

WHEREAS, Virginians can provide further for future generations by supporting the \$900 million Education Bond referendum that would finance capital improvement for universities, colleges, and museums; and

WHEREAS, Voter support of these referenda would result in significant improvements to the state's educational facilities, outdoor lands and museums, without a tax increase, as well as create jobs in corresponding communities; and

WHEREAS, Passage of these referenda will create 14,000 new jobs and generate \$1.5 million in new revenue; and

WHEREAS, Passage of these two referenda will not jeopardize Virginia's AAA bond rating.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia endorses the passage of the Virginia State Parks and Natural Areas Bond and the Higher

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Education Bond referenda and further encourages that the citizens of the Commonwealth support these referenda on the November 5, 2002 ballot.

Name of Organization: Montgomery County Board of Supervisors
Address: 755 Roanoke Street
Christiansburg, VA 24073
Phone: 540-382-6954
E-mail: jdjohnson@naxs.com or jkiser@naxs.com
Name: Jeffrey D. Johnson, County Administrator

The vote on the foregoing resolution is as follows:

<u>AYE</u>	<u>NAY</u>
C.P. Shorter	Gary D. Creed
Larry N. Rush	James D. Politis
John A. Muffo	
Annette S. Perkins	
Mary W. Biggs	

Supervisor Creed stated for the record that he is not opposed to higher education but he believes that the State should help fund K-12 education. The State mandates that localities provide K-12 education but the State does not provide their proper share in the cost of providing education.

Supervisor Politis stated for the record that he is in agreement with Supervisor Creed.

Proclamation - Library Card Sign-Up Month

On a motion by Gary D. Creed, seconded by James D. Politis and carried unanimously,

WHEREAS, Our nations's public libraries build communities by providing resources that inform, entertain and enrich the lives of all the people; and

WHEREAS, Libraries connect children and adults to information resources around the world and support them in their pursuit of knowledge; and

WHEREAS, Libraries are centers of culture, literacy and lifelong learning; and

WHEREAS, Libraries are the number one point of Internet access for people without computers at home, school or work, thus connecting them to our information society; and

WHEREAS, The Montgomery-Floyd Regional Library provides opportunities for personal growth and enhanced quality of life for the members of our community; and

WHEREAS, The Montgomery-Floyd Regional Library, during September 2002, is making a special effort to sign up citizens for library cards, especially employees of our local government; and

WHEREAS, Libraries and library supporters nationwide are celebrating Library Card Sign-up Month.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia does hereby proclaim September, 2002 Library Card Sign-Up Month in Montgomery County and encourages all citizens, especially those employed by Montgomery County, to obtain a library card and explore all that the Montgomery-Floyd Regional Library has to offer.

The vote on the foregoing resolution is as follows:

AYE

John A. Muffo

C.P. Shorter

Larry N. Rush

James D. Politis

Gary D. Creed

Annette S. Perkins

Mary W. Biggs

NAY

None

Proclamation - Leukemia & Lymphoma Society “Light the Night” Day

On a motion by Larry N. Rush, seconded by Annette S. Perkins and carried unanimously,

WHEREAS, The Leukemia & Lymphoma Society is the world's largest private organization concerned solely with finding a cure for leukemia, lymphoma, Hodgkin's disease and myeloma and improving the quality of life of patients and their families; and

WHEREAS, Leukemia, lymphoma, Hodgkin's disease and myeloma are cancers of the body's blood forming immune systems, the bone marrow and lymph nodes, and are considered to be related cancers because they involve the uncontrolled growth of cells with similar functions; and

WHEREAS, Staff and volunteers of the Society's fifty-eight Chapters organize campaigns and special events to help raise funds for research and patient services; and

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WHEREAS, The "Light the Night" is the Society's national evening walk fundraiser in which walkers carry illuminated balloons to celebrate and commemorate the lives touched by cancer, and the local walk will be held on October 3, 2002, with opening ceremonies beginning at 7:00 p.m. at the Vinton War Memorial.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby supports the "Light the Night" Walk fundraiser and proclaim **Thursday, October 3, 2002**, as **MONTGOMERY COUNTY "LIGHT THE NIGHT" DAY**.

The vote on the foregoing resolution is as follows:

<u>AYE</u>	<u>NAY</u>
C.P. Shorter	None

James D. Politis

Gary D. Creed

Annette S. Perkins

John A. Muffo

Larry N. Rush

Mary W. Biggs

INTO WORK SESSION

On a motion by C.P. Shorter, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. Revenue Sharing Projects - FY 2002-2003
2. Comprehensive Plan Revision - Update
3. Reassessment
4. Capital Improvement Program (CIP)

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Gary D. Creed	None
Annette S. Perkins	
John A. Muffo	

Larry N. Rush
James D. Politis
C.P. Shorter
Mary W. Biggs

Revenue Sharing Projects - FY 2002-2003

Dan Brugh, Resident Engineer, Virginia Department of Transportation, updated the Board on current projects in the FY 2001-2002 Revenue Sharing Projects. He also requested the Board to forward him a list of road projects for FY 2002-2003.

Comprehensive Plan Revision - Update

Milton Herd, Herd Planning and Design, Ltd., presented a report reviewing and evaluating a range of potential land conservation tools that are available to Montgomery County to conserve open land. Mr. Herd explained several tools the County could implement now, such as rural economic development initiatives, zoning and subdivision regulations, and refinements in existing programs. He also explained tools the County could implement in conjunction with the comprehensive plan and tools they could implement after the adoption of the comprehensive plan.

Reassessment of Real Estate

Steve Wampler, Wampler-Eanes Appraisal Group, presented an overview of general reassessment of real estate. He described the legal requirements and goals for reassessment. Ed Combs, Montgomery County Assessor, explained the role of the Commissioner of Revenue and the County Assessor and their responsibility of reassessment. Mr. Combs stated they currently maintain 32,000 taxable parcels of real estate with assessed values over \$3.3 billion. Project Supervisor Michael Colavecchio, described how real estate values are determined, the fieldwork and analysis involved in reassessment, and the appeals process. Carol Edmonds, Assistant County Administrator, summarized the reassessment process.

Capital Improvement Program

The Assistant County Administrator presented an update on the County's Capital Budget. She explained the process of the capital improvement program and how it works. Currently there are \$87 million of projects in the capital improvement program with \$82 million being school projects. These projects have been deferred past the year 2007. She presented several options on how to fund these projects in the future and requested guidance from the Board on how they wished to proceed with the County's Capital Improvement Program.

OUT OF WORK SESSION

On a motion by C.P. Shorter, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

The vote on the foregoing motion was as follows:

AYE

John A. Muffo None

Larry N. Rush

James D. Politis

Annette S. Perkins

C.P. Shorter

Gary D. Creed

Mary W. Biggs

NAY

COUNTY ATTORNEY'S REPORT

Governors' Executive Order # 33- Water Restrictions The County Attorney explained the Executive Order issued by the Governor concerning water restrictions. Montgomery County is included in the list of counties and towns affected by this order. Montgomery County is unique in the fact that the two towns are served by public water from the New River Basin and not the Roanoke Basin, and that the majority of the County is served by wells. He suggested the Board send a letter requesting exemption from the Executive Order if the Board so desired.

COUNTY ADMINISTRATOR'S REPORT

Soccer Agreement - Use of Athletic Fields The County Administrator reported that the soccer agreement is complete and ready to sign. The County has agreed to build four soccer fields at the new Blackburg Middle School and will maintain them. They will not be ready for use until next spring. The County Administrator clarified the issue of the perception that the County did not have an agreement. Apparently, there was some confusion with the Soccer Association requesting use of the Brown Farm for more soccer fields from the Town of Blacksburg. The Town of Blacksburg stated they were not going

to be building any soccer fields at the Brown Farm. The County Administrator believes citizens got the two issues confused. He reiterated that a soccer agreement with the Soccer Association is ready for signature and the County will be constructing four soccer fields at the new Blacksburg Middle School.

BOARD MEMBERS' REPORTS

Supervisor Muffo Soccer Agreement Supervisor Muffo reported that the Soccer Agreement is an important issue to the citizens in Montgomery County and that a final agreement should be signed as soon as possible.

Supervisor Perkins - Soccer Agreement Supervisor Perkins explained that this issue is a matter of high importance. She, along with other Board members who represent Blacksburg, are receiving numerous calls and e-mails with concerns about why an agreement is taking so long.

Supervisor Creed - Riffe Road Supervisor Creed requested staff forward him information from VDOT about maintaining Riffe Road, which is located beside Shawsville Elementary School.

Incident Commanders Radio Interface Supervisor Creed believes the County should purchase an ICRI unit for use by the Elliston Volunteer Fire Department as a trial model. This unit can be used for demonstration purposes for other fire and rescue departments.

Supervisor Politis - Morris Road Supervisor Politis received a petition requesting the name Morris Road be reinstated as a private road.

Supervisor Shorter - Virginia Tech Farm and Family Showcase Supervisor Shorter reported an estimated 37,000 attended this year's Farm & Family Showcase. He thanked the Board for their support.

Supervisor Biggs - Soccer Agreement Supervisor Biggs requested that if the Soccer Agreement is not signed by all the appropriate parties by the next board meeting, then she wants all the parties to be at the next meeting to explain why it has not been signed.

League of Women Voters - Annual Breakfast Meeting The League of Women Voters is scheduling the annual breakfast meeting with the Board of Supervisors in February, 2003. They need to know which date is best for the Board. It was decided that either a Monday or Friday morning was the most suitable. Supervisor Biggs will forward this information to the League of Women Voters.

EXTEND BOARD OF SUPERVISORS MEETING

On a motion by Larry N. Rush, seconded by C.P. Shorter and carried unanimously the September 9, 2002 Board of Supervisors meeting is extended beyond 11:30 p.m.

The vote on the foregoing motion was as follows:

AYE

Larry N. Rush
C.P. Shorter
James D. Politis
Gary D. Creed
Annette S. Perkins
John A. Muffo
Mary W. Biggs

NAY

None

INTO CLOSED MEETING

On a motion by Larry N. Rush, seconded by C.P. Shorter and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

Section 2.2-3711 (7) Consultation with Legal Counsel and Briefings from Staff Members or Consultants Pertaining to Actual or Probable Litigation, Where Such Consultation or Briefing in Open Meeting Would Adversely Affect the Negotiating or Litigating Posture of the Public Body; and Consultation with Legal Counsel Employed or Retained by a Public Body Regarding Specific Legal Matters Requiring Provision of Legal Advice by Such Counsel

1. Blacksburg Shell Building

(1) Discussion , Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

1. Library Board

The vote on the foregoing motion was as follows:

AYE

Larry N. Rush
C.P. Shorter
James D. Politis

NAY

None

Gary D. Creed
Annette S. Perkins
John A. Muffo
Mary W. Biggs

OUT OF CLOSED MEETING

On a motion by C.P. Shorter, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Larry N. Rush	None
C.P. Shorter	
James D. Politis	
Gary D. Creed	
Annette S. Perkins	
John A. Muffo	
Mary W. Biggs	

CERTIFICATION OF CLOSED MEETING

On a motion by Larry N. Rush, seconded by Annette S. Perkins and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery

County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

C.P. Shorter
James D. Politis
Gary D. Creed
Annette S. Perkins
John A. Muffo
Larry N. Rush
Mary W. Biggs

NAYS

None

ABSENT DURING VOTE

None

ABSENT DURING MEETING

None

ADJOURNMENT

On a motion by James D. Politis, seconded by John A. Muffo and carried unanimously, the Board adjourned to Monday, September 23, 2002 at 7:15 p.m.

The vote on the foregoing motion was as follows:

AYE

James D. Politis
Gary D. Creed

NAY

None

Annette S. Perkins
John A. Muffo
Larry N. Rush
C.P. Shorter
Mary W. Biggs

The meeting adjourned at 11:39 p.m.